

#22065722

(Official Form 1) (9/01)

<b>FORM B1</b>		<b>United States Bankruptcy Court</b>		<b>Voluntary Petition</b>																									
Western District of New York																													
Name of Debtor (if individual, enter Last, First, Middle): Foxton, Marie, Moscato		Name of Joint Debtor (Spouse) (Last, First, Middle):																											
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names): Lakewood Natural Foods		All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names): <div style="text-align: right; font-size: 1.2em;">0 4 2 2 3 7 7</div>																											
Soc. Sec./Tax I.D. No. (if more than one, state all): 6763		Soc. Sec./Tax I.D. No. (if more than one, state all):																											
Street Address of Debtor (No. & Street, City, State & Zip Code): 220 Willow Creek Lane Rochester, New York 14622-1780		Street Address of Joint Debtor (No. & Street, City, State & Zip Code):																											
County of Residence or of the Principal Place of Business: Monroe		County of Residence or of the Principal Place of Business:																											
Mailing Address of Debtor (if different from street address):		Mailing Address of Joint Debtor (if different from street address):																											
Location of Principal Assets of Business Debtor (if different from street address above):																													
<b>Information Regarding the Debtor (Check the Applicable Boxes)</b>																													
<b>Venue</b> (Check any applicable box) <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.																													
<b>Type of Debtor</b> (Check all boxes that apply) <input checked="" type="checkbox"/> Individual(s) <input type="checkbox"/> Railroad <input type="checkbox"/> Corporation <input type="checkbox"/> Stockbroker <input type="checkbox"/> Partnership <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Other _____			<b>Chapter or Section of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box) <input checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 9 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Sec. 304 - Case ancillary to foreign proceeding																										
<b>Nature of Debts</b> (Check one box) <input type="checkbox"/> Consumer/Non-Business <input checked="" type="checkbox"/> Business			<b>Filing Fee</b> (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (Applicable to individuals only) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form No. 3.																										
<input type="checkbox"/> <b>Chapter 11 Small Business</b> (Check all boxes that apply) Debtor is a small business as defined in 11 U.S.C. § 101 Debtor is and elects to be considered a small business under 11 U.S.C. § 1121 (c) (Optional)																													
<b>Statistical/Administrative Information</b> (Estimates only) <input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.																													
<table border="1" style="width:100%; border-collapse: collapse;"><tr><td>Estimated Number of Creditors</td><td>1-15</td><td>16-49</td><td>50-99</td><td>100-199</td><td>200-999</td><td>1000-over</td></tr><tr><td></td><td><input type="checkbox"/></td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr></table>						Estimated Number of Creditors	1-15	16-49	50-99	100-199	200-999	1000-over		<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>										
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THIS SPACE IS FOR COURT USE ONLY

U.S. BANKRUPTCY COURT  
M.D.N.Y.-ROCHESTER  
JUN - 2 PM 1:23  
FILED

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): Foxton, Marie, Moscato	
Prior Bankruptcy Case Filed Within Last 6 Years (If more than one, attach additional sheet)			
Location Where Filed:	Case Number:	Date Filed:	
Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet)			
Name of Debtor:	Case Number:	Date Filed:	
District:	Relationship:	Judge:	

  

<b>Signature(s) of Debtor(s) (Individual/Joint)</b> I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with the chapter of title 11, United States Code, specified in this petition. X <u>Marie M. Foxton</u> Signature of Debtor  X _____ Signature of Joint Debtor  Telephone Number (If not represented by attorney) <u>29 May 2004</u> Date	<b>Signatures</b> <div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> <b>Exhibit A</b>          (To be completed if debtor is required to file periodic reports (e.g., forms 10 K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11)  <input type="checkbox"/> Exhibit A is attached and made a part of this petition.       </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> <b>Exhibit B</b>          (To be completed if debtor is an individual whose debts are primarily consumer debts)          I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.          X <u>Eileen T. Duggan</u> <u>6/1/04</u>          Signature of Attorney for Debtor(s) Date       </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> <b>Exhibit C</b>          Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?  <input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition.  <input checked="" type="checkbox"/> No       </div> <div> <b>Signature of Non-Attorney Petition Preparer</b>          I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.           Printed Name of Bankruptcy Petition Preparer _____          Social Security Number _____          Address _____          Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document _____          If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.          X _____          Signature of Bankruptcy Petition Preparer           Date _____          A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.       </div>
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<b>Signature of Attorney</b> X <u>Eileen T. Duggan</u> Signature of Attorney for Debtor(s) Eileen T. Duggan Printed Name of Attorney for Debtor(s) Law Office of Eileen T. Duggan Firm Name 53 Olivia Circle Rochester, New York 14626 Address 585 227 2591 Telephone Number 6-1-04 Date	<b>Signature of Debtor (Corporation/Partnership)</b> I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition. X _____ Signature of Authorized Individual  Printed Name of Authorized Individual _____  Title of Authorized Individual _____  Date _____
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